

Exhibit 62

Transcript of the Testimony of
Karla Perez

Date:

June 16, 2018

Case:

STATE OF TEXAS V. UNITED STATES OF AMERICA

Karla Perez

June 16, 2018

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
BROWNSVILLE DIVISION

STATE OF TEXAS, ET. AL.

PLAINTIFFS,

V.

UNITED STATES OF AMERICA,
ET. AL.,

DEFENDANTS,

AND

KARLA PEREZ, ET. AL.,

DEFENDANT-INTERVENORS.)

CASE NO. 1:18-cv-00068

ORAL DEPOSITION OF KARLA PEREZ

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1 ORAL DEPOSITION OF KARLA PEREZ, produced as a
2 witness at the instance of the Plaintiffs and duly
3 sworn, was taken in the above-styled and numbered
4 cause on June 16, 2018, from 11:06 a.m. to 1:55 p.m.,
5 before Mia Cieslar, Certified Shorthand Reporter in
6 and for the State of Texas, reported by computerized
7 machine shorthand, at the offices of the Attorney
8 General, Consumer Protection Division, 808 Travis
9 Street, Suite 1520, Houston, Texas, pursuant to the
10 Federal Rules of Civil Procedure and the provisions
11 stated on the record or attached hereto.

APPEARANCES

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1 questioning as confidential.

2 MR. DISHER: Okay.

3 MR. KINCHELOE: And let me also mark for
4 the record. United States is not part of y'all's
5 agreement. We're not opposing it, but United States'
6 position on whether this is confidential and how it's
7 treated, it's going to have to be resolved later.

8 MR. DISHER: That's right. Once MALDEF
9 moves to get a court order designating this as
10 confidential.

11 MR. KINCHELOE: Right.

12 MR. DISHER: And to clarify, too. Your
13 designation of this portion as confidential does not
14 require us to file it under seal or any -- take any
15 additional security measures at this time. And that,
16 again, is on MALDEF to secure that relief from the
17 Court.

18 MS. MORENO: That's fine.

19 MR. DISHER: All right.

20 Q. (BY MR. DISHER) So when you came with your
21 parents in 1995 from Mexico, was that pursuant to any
22 type of visa?

23 A. No.

24 Q. Was it an unlawful crossing?

25 MS. MORENO: Objection, calls for a

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1 legal conclusion.

2 Q. (BY MR. DISHER) You can go ahead and answer
3 if you can.

4 A. What do you mean by unlawful crossing?

5 Q. Did you have -- or did your parents have
6 authorization to come into the US?

7 MS. MORENO: Objection. Wanted to again
8 state for the record that we're not talking about
9 immediate family members. That is part of our
10 agreement.

11 MR. DISHER: I'm not asking about the
12 status of her immediate family members. I'm just
13 trying to establish the manner of entry in 1995.

14 Q. (BY MR. DISHER) I understand it wasn't
15 pursuant to a visa. Was it some other form of lawful
16 entry into the United States?

17 MS. MORENO: Objection, calls for a
18 legal conclusion.

19 Q. (BY MR. DISHER) Again, you can answer if you
20 can.

21 A. What do you mean by lawful? Like,
22 authorization?

23 Q. Right. Did you -- did your parents have
24 permission to come to the United States?

25 A. Can you clarify, like, permission from who?

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1 Q. From the United States Federal Government.

2 A. No.

3 Q. Okay. Since 1995 -- well, we'll come back to
4 that.

5 All right. If you flip the page.

6 (Witness complied)

7 Q. (BY MR. DISHER) And you said that you
8 attended school in Pasadena. And it looks look you
9 attended high school in Pasadena as well?

10 A. Yes.

11 Q. Okay. Now, what year did you graduate from
12 Pasadena High School?

13 A. 2011.

14 Q. Okay. All right. After Pasadena High
15 School, you went to the University of Houston?

16 A. Can you clarify by, I guess, the --

17 Q. Sure.

18 A. -- timeline and...

19 Q. So you graduated from Pasadena High School
20 in 2011; is that right?

21 A. Yes.

22 Q. Okay. And then did you go to the University
23 of Houston immediately after that, or did you have a
24 break?

25 A. I attended the University of Houston after,

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1 A. Yes.

2 Q. All right. Then the next paragraph says,
3 There are a lot of obstacles for DACA students.

4 We talked about some of those obstacles,
5 right?

6 A. Yes.

7 Q. Okay. Know that many DACA -- many of the
8 DACA recipients she knew in Texas had not even
9 realized they could participate in the work study
10 program in the past.

11 Is that the -- does that refresh your
12 memory about what this article is about?

13 A. A work study program in Texas.

14 Q. Yeah. Do you --

15 A. Means to limit that to -- or exclude
16 undocumented students.

17 Q. Okay. So what do you know about the work
18 study program in Texas? Well, let me ask you another
19 question first.

20 Was this effort one of the efforts in
21 the 2017 legislative session that you participated in
22 advocating for or against this particular proposal?

23 A. Yes.

24 Q. Okay. So what do you know about the Texas
25 work study program?

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1 A. I know that it is a state program, not
2 federal which means that DACA recipients who have work
3 authorization could participate in it because it does
4 not -- it's not a federal program.

5 Q. Okay. And what were the efforts in 2017
6 related to that work study program?

7 A. There wasn't a -- an effort to require that
8 students participating in the state work study program
9 would qualify for federal financial aid which means
10 not undocumented students, including those who are
11 DACA recipients.

12 Q. Okay. You advocated against that proposal;
13 is that right?

14 A. Yes.

15 Q. And why did you advocate against that
16 proposal?

17 A. It's a state work program, it's not a federal
18 work program. And it didn't make sense to me. It --
19 it -- it seemed to me just another opportunity to
20 exclude DACA recipients from a program that they could
21 otherwise participate in because -- for those who have
22 work authorization. And it also was quite evident to
23 me that the legislature -- the legislator who
24 sponsored this proposal did not understand the nuances
25 of -- of this.

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1 Q. All right. And just what relation are they
2 to you?

3 A. Extended family only.

4 Q. Okay. Since you came here in 1995, have you
5 left the United States?

6 A. No.

7 Q. Been here ever since?

8 A. Yes.

9 Q. All right. Have you ever applied for advance
10 parole?

11 A. Yes.

12 Q. When did you apply for advance parole?

13 A. Early -- late -- late 2016, early 2017. It
14 was over my school winter break.

15 Q. Okay. Did you get advance parole?

16 A. I was -- my application for advance parole
17 was approved in early March.

18 Q. Of?

19 A. Of 2017.

20 Q. Okay. And then why did you apply for advance
21 parole?

22 A. My maternal grandmother has gotten very sick
23 over the years, and I thought that I could have the
24 opportunity to see her during that time. Yeah.

25 Q. And is she in Mexico?

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1 A. Yes.

2 Q. All right. Did you go see her?

3 A. No.

4 Q. Right. Because you haven't left since '95,
5 obviously. And why --

6 A. Yes.

7 Q. -- why did you not go?

8 A. I applied for advance parole, as I mentioned,
9 later in 2016 or earlier in 2017, and I didn't hear
10 back until March. And when I received the approval,
11 my schedule just didn't allow it at that time.

12 Q. Okay. Will you just describe to me the
13 process of applying for advance parole.

14 A. Yes. There's a -- an application for advance
15 parole. That's a USCIS application. I completed the
16 application. I had to provide documentation for why I
17 was requesting advance parole. That was based on the
18 humanitarian reason of my sick grandmother. So I
19 provided those documents showing that in my
20 application packet to USCIS, along with a sworn
21 declaration about why I was seeking advance parole.

22 Q. All right.

23 A. And I paid a filing fee as well.

24 Q. Okay. So you submit the material and pay the
25 filing fee. Did you have to do anything else?

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1 A. I cannot recall if I attended biometrics
2 for -- for that. I don't know.

3 Q. Okay. Other than potentially attending
4 biometrics, can you think of anything else that you
5 did as part of your application process for advance
6 parole?

7 A. No.

8 Q. Okay. Did you talk to immigration service
9 officer about your application for advance parole?

10 A. I did not.

11 Q. All right. Did you receive any type of
12 request for information from USCIS about your
13 application for advance parole?

14 A. No.

15 Q. Okay. Have you ever applied to adjust your
16 immigration status?

17 A. Yes.

18 Q. Okay. And tell me about that.

19 A. I -- my US citizen husband has petitioned for
20 me. And at the same time that we filed a family
21 petition, I filed an application for adjustment of
22 status.

23 Q. Okay. When did you file that application for
24 adjustment of status?

25 A. This was last -- last summer, almost about a

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1 year ago.

2 Q. Summer of 2017?

3 A. Yes.

4 Q. All right. What is the status of your
5 application?

6 A. Pending.

7 Q. What did you do in order to file the
8 application?

9 A. I completed the several forms that are
10 required for it. Provided substantial documentation
11 showing, you know, our -- our relationship. Provided
12 other supporting documentation, paid a lot of filing
13 fees and filed out with USCIS.

14 Q. Okay. You filed it about a year ago. Since
15 filing it, have you had to do anything else?

16 A. I have attended biometrics.

17 Q. Okay. And again, biometrics. Just a
18 photograph and fingerprinting?

19 A. Yes.

20 Q. All right. Other than attending biometrics,
21 have you done anything else in pursuit of your
22 application for adjustment of status since you filed
23 the initial application about a year ago?

24 A. No. Other than kept up with important
25 documents that come in as life goes on.

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UNITED STATES OF AMERICA,
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AND

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DEFENDANT-INTERVENORS.)

REPORTER'S CERTIFICATE

ORAL DEPOSITION OF KARLA PEREZ

June 16, 2018

I, Mia Cieslar, Certified Shorthand Reporter
in and for the State of Texas, hereby certify that to
the following:

That the witness, KARLA PEREZ, was duly sworn by the officer and that the transcript of the oral deposition is a true record of the testimony given by the witness;

I further certify that pursuant to FRCP Rule 30(f)(1) that the signature of the deponent:

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1 __X__ was requested by the deponent or a party
2 before the completion of the deposition and returned
3 within 30 days from date of receipt of the transcript.

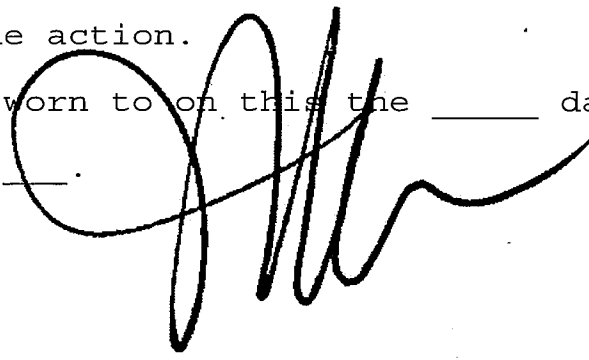
4 If returned, the attached Changes and Signature Page
5 contains any changes and the reasons therefor;

6 _____ was not requested by the deponent or a
7 party before the completion of the deposition.

8 I further certify that I am neither attorney
9 nor counsel for, related to, nor employed by any of
10 the parties in the action in which this testimony was
11 taken.

12 Further, I am not a relative or employee of
13 any attorney of record in this cause, nor do I have a
14 financial interest in the action.

15 Subscribed and sworn to on this the _____ day
16 of _____, 20____.

17 
18 _____
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